

1 BLACK CHANG & HAMILL LLP
2 Peter H. Chang (SBN 241467)
3 pchang@bchllp.com
4 Andrew G. Hamill (SBN 251156)
5 ahamill@bchllp.com
6 4 Embarcadero Center, Suite 1400
7 San Francisco, California 94111
8 Telephone: 415-813-6210
9 Facsimile: 415-813-6222

10 *Attorneys for Defendant Callpod, Inc.*

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13 **UNITED STATES DISTRICT COURT**
14 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
15 **OAKLAND DIVISION**
16

17 GN RESOUND A/S, a corporation,
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19 Plaintiff,
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21 v.
22 CALLPOD, INC., a corporation,
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24 Defendant.
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Case No. 11-cv-04673-SBA

**JOINT STIPULATION PURSUANT TO
CIVIL L.R. 6-1(a), 6-1(b), 6-2 AND 7-12 TO
PERMIT PLAINTIFF TO AMEND
INFRINGEMENT CONTENTIONS AND
TO CHANGE DATES BASED ON
SERVICE OF AMENDED
INFRINGEMENT CONTENTIONS AND
ORDER**

Defendant Callpod Inc. ("Callpod") and Plaintiff GN Resound A/S ("GN Resound"), pursuant to Civil L.R. 6-1(a), 6-1(b), 6-2 and 7-12 hereby jointly stipulate to permit GN Resound to amend its Disclosure of Asserted Claims and Infringement Contentions ("Infringement Contentions") and jointly request that the Court reset the deadlines for Invalidity Contentions, Exchange of Proposed Terms for Construction, Exchange of Preliminary Claim Constructions and Extrinsic Evidence, Joint Claim Construction and Prehearing Statement, Completion of Claim Construction Discovery, Claim Construction Briefs and the Claim Construction Hearing.

On June 1, 2012, pursuant to the Court's Initial Case Scheduling Order, GN Resound served its Patent L.R. 3-1 Infringement Contentions. Callpod claims that the Infringement Contentions do not provide the level of specificity required by Patent L.R. 3-1 and that Callpod cannot therefore adequately prepare invalidity contentions. GN Resound disputes both of Callpod's assertions and has provided Callpod with a letter explaining why GN Resound believes its Infringement Contentions comply with Patent L.R. 3-1. Rather than present this dispute to the Court, however, GN Resound has agreed to provide Amended L.R. 3-1 Infringement Contentions by July 13, 2012.

Because Callpod will not be receiving amended infringement contentions until July 13, 2012, the parties request a continuance of the deadlines set in the Court's Initial Case Scheduling Order. (Dkt. No. 39). Therefore, the parties jointly request that the Court continue these deadlines. The parties propose the following schedule:

Event	Original Schedule	Proposed Modified Schedule
Disclosure of Asserted Claims and Infringement Contentions	June 1, 2012	
<i>Amended</i> Disclosure of Asserted Claims and Infringement Contentions		July 13, 2012
Invalidity Contentions	July 16, 2012	August 27, 2012

1	Exchange of Proposed Terms for Construction	July 30, 2012	September 14, 2012
2	Exchange of Preliminary Claim Constructions and Extrinsic Evidence	August 20, 2012	September 28, 2012
3	Joint Claim Construction and Prehearing Statement	September 14, 2012	October 12, 2012
4	Completion of Claim Construction Discovery	October 1, 2012	October 26, 2012
5	Claim Construction Opening Brief	October 10, 2012	November 16, 2012
6	Claim Construction Responsive Brief	October 24, 2012	November 30, 2012
7	Claim Construction Reply Brief (compliance with Patent L.R. 4-5(c))	October 31, 2012	December 7, 2012
8	Claim Construction Hearing	November 28 at 10:00 a.m. for 2.0 hours	January 16, 2013 at 10:00 a.m. for 2.0 hours

15 This is the first modification of time proposed by either party. There have been three prior
16 modifications of time in this case:

17 (1) On November 18, 2011, after the case was reassigned to this Court, the Court entered an
18 order rescheduling the initial Case Management Conference for January 18, 2012. (Dkt. No. 9).
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20 (2) On December 9, 2011, the Case Management Conference was rescheduled for April 3,
21 2012.

22 (3) On May 3, 2012, the Court entered an order continuing the Case Management Conference
23 originally scheduled for May 3, 2012 to May 10, 2012. (Dkt. No. 36).

24 No trial date has been assigned in this case. As such, the present modifications will not
25 adversely impact the case schedule.
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3 Dated: July 6 12, 2012
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Respectfully submitted,

BLACK CHANG & HAMILL LLP

5 By: /s/ Andrew G. Hamill
Andrew G. Hamill

6 BLACK CHANG & HAMILL LLP
7 Peter H. Chang (SBN 241467)
pchang@bchllp.com
8 Andrew G. Hamill (SBN 251156)
ahamill@bchllp.com
9 4 Embarcadero Center, Suite 1400
10 San Francisco, California 94111
11 Telephone: 415-813-6210
Facsimile: 415-813-6222

12 *Attorneys for Defendant Callpod, Inc.*
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17 Dated: July 6 12, 2012
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Respectfully submitted,

ARNOLD & PORTER LLP

19 By: /s/ Monty Agarwal
Monty Agarwal

20 ARNOLD & PORTER LLP
21 Monty Agarwal (SBN 191568)
monty.agarwal@aporter.com
22 One Embarcadero Center, 22nd Floor
San Francisco, California 94111-3711
23 Telephone: 415-356-3000
24 Facsimile: 415-356-3099

25 *Attorneys for Plaintiff GN Resound A/S*
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2 I, Andrew G. Hamill, attest that concurrence in the filing of this document has been obtained
3 from Monty Agarwal, counsel for Plaintiff. I declare under penalty of perjury that the foregoing is true
4 and correct. Executed this 6th day of July, 2012 in San Francisco, California.

5 /s/ Andrew G. Hamill

6 Andrew G. Hamill
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ORDER

The Court finds good cause to GRANT the parties' Stipulation. Accordingly, the following schedule is now in effect:

Event	Date
Disclosure of Asserted Claims and Infringement Contentions	
Amended Disclosure of Asserted Claims and Infringement Contentions	July 13, 2012
Invalidity Contentions	August 27, 2012
Exchange of Proposed Terms for Construction	September 14, 2012
Exchange of Preliminary Claim Constructions and Extrinsic Evidence	September 28, 2012
Joint Claim Construction and Prehearing Statement	October 12, 2012
Completion of Claim Construction Discovery	October 26, 2012
Claim Construction Opening Brief	November 16, 2012
Claim Construction Responsive Brief	November 30, 2012
Claim Construction Reply Brief	December 7, 2012
Claim Construction Hearing	January 16, 2013 at 10:00 a.m. for 2.0 hours

IT IS SO ORDERED.

Dated: 7/10/12



Honorable Sandra B. Armstrong

United States District Court Judge